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FILED IN THE
U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

Feb 19, 2020

SEAN F. MCVOY, CLERK

7 UNITED STATES DISTRICT COURT
8 FOR THE EASTERN DISTRICT OF WASHINGTON

9 UNITED STATES OF AMERICA,

10 Plaintiff,

11 v.
12

13 [REDACTED]
14 DUVIEL HUMBERTO SOLARES
15 GASTELUM, [REDACTED]
16 [REDACTED]

17 Defendants.

4:19-CR-06049-SMJ

SUPERSEDING INDICTMENT

Vio: 21 U.S.C. §§ 841(a)(1),
(b)(1)(A)(ii) and (viii), 846
Conspiracy to Distribute 50
Grams or More of Actual
Methamphetamine and 5
Kilograms or More of
Cocaine (Count 1)

21 U.S.C. § 841(a)(1),
(b)(1)(A)(viii)
Possession with the Intent to
Distribute 50 Grams or More
of Actual (Pure)
Methamphetamine (Count 2)

21 U.S.C. § 853
Forfeiture Allegations

25 The Grand Jury charges:

26
27 COUNT 1

28 Beginning on a date unknown, but by on or about October 2018, and
continuing until on or about February 18, 2020, in the Eastern District of

SUPERSEDING INDICTMENT – 1

1 Washington and elsewhere, the Defendants, [REDACTED]
2 DUVIEL HUMBERTO SOLARES GASTELUM [REDACTED]
3 [REDACTED], did knowingly and intentionally combine, conspire, confederate and
4 agree together with each other and other persons, both known and unknown to the
5 Grand Jury, to commit the following offenses: possession with the intent to
6 distribute and distribution of 50 grams or more of actual Methamphetamine and 5
7 kilograms or more of a mixture or substance containing a detectable amount of
8 Cocaine, both Schedule II controlled substances, in violation of 21 U.S.C. §
9 841(a)(1), (b)(1)(A)(ii) and (viii), all in violation of 21 U.S.C. § 846.

10
11 COUNT 2

12 On or about August 9, 2019, in the Eastern District of Washington, the
13 Defendants, [REDACTED] DUVIEL HUMBERTO
14 SOLARES GASTELUM, did knowingly and intentionally possess with the intent
15 to distribute 50 grams or more of actual (pure) methamphetamine, a Schedule II
16 controlled substance, in violation of 21 U.S.C. § 841(a)(1), (b)(1)(A)(viii).

17 NOTICE OF CRIMINAL FORFEITURE ALLEGATIONS

18 The allegations contained in this Indictment are hereby re-alleged and
19 incorporated by reference for the purpose of alleging forfeitures.

20 Pursuant to 21 U.S.C. § 853, upon conviction of an offense(s) in violation of
21 21 U.S.C. §§ 841(a)(1), (b)(1)(A)(ii) and (viii), 846 and/or 21 U.S.C. § 841(a)(1),
22 (b)(1)(A)(viii), as set forth in this Indictment, the Defendants, [REDACTED]

23 [REDACTED] DUVIEL HUMBERTO SOLARES GASTELUM, [REDACTED]
24 [REDACTED] shall forfeit to the United States of America, any property
25 constituting, or derived from, any proceeds obtained, directly or indirectly, as the
26 result of such offense(s) and any property used or intended to be used, in any
27 manner or part, to commit or to facilitate the commission of the offense(s). The
28 property to be forfeited includes, but is not limited to:

DUVIEL HUMBERTO SOLARES GASTELUM

\$1,000.00 U.S. currency seized from Duviel H. Solares Gastelum on or about August 9, 2019.

If any of the property described above, as a result of any act or omission of the Defendants:

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third party;
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty,

the United States of America shall be entitled to forfeiture of substitute property pursuant to 21 U.S.C. § 853(p).

DATED this ____ day of February, 2020.

A TRUE BILL

William D. Hyslop
United States Attorney

Stephanie Van Marter
Assistant United States Attorney